PRESERVED

App. F. IX-4

1938.
(Courts)

File No. 17938

Previous References
'5 17-38 (5,6)

Serial Nos. 7, 8.

Letter Reference.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. ~~Two~~ only

Part B for April, 1939.

SUBJECT.

Extension to the Courts in the Federated Malay States of the provisions of Section 29 (1), and Clause (b) of Rule 26 of Order V in the First Schedule to the Code of Civil Procedure, 1908.

8/8) To The Registrar, Supt. Court of Negeri Sembilan

No. P 5347 of 6.4.39

WD 0295—GPB—22,500—13-8-37

forwards a copy of Residency letter No. R.Dis. F. 563-38/Jud. (1) of 22.3.39 in the matter of observing the revised procedure ~~of~~ in regard to Letters of Request etc., for foreign Countries

Neg. Sembilan 21/4/39.

6048

General and Revenue Secretariat | Ts File No. 17 of 1938. | [App. F. III—2

Serial No. 7

From
The Secretary to the Hon'ble the Resident
R Dis No 7 563-38/Judl Dt 27-3-1939

Requests that the revised procedure indicated in his letter may be adopted in respect of Federated Malay States ~~for~~ in regard to letters of request, commissions etc.

TYPING SECTION 4 APR. 1939 GEN. & REV. SECTT.

Submitted with references and a draft for approval or other orders.

CBr 3/4

Issued vide 3-4

Issued No p 5047 Dt 6-4-39

B

NOTE—Contn. Sheet.

WD 0544—GPB—30,000—2-9-38

Rel 1189
1

The reply to this communication should be addressed to the Secretary to the Resident in Mysore, Bangalore, by designation and not by name.

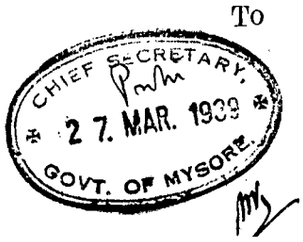
6048/P R. Dis. No. F. 563-38 Judl.

CS 1-7-38-7

FROM

THE SECRETARY TO THE HON'BLE THE RESIDENT IN MYSORE.

To



The Chief Secretary to the Government of
His Highness the Maharaja of Mysore, Bangalore.

Dated Bangalore, the 27th March *1939*.

Extension to the courts in the Federated Malay States of the provisions of section 29 of, and clause (b) of rule 26 of Order V in the First Schedule to the Code of Civil Procedure, 1908.

SIR,

I am directed to refer to my letter R.Dis.No.F.563-38/R.C.I, dated the 27th February 1939.

2. In the item relating to the Federated Malay States in the Supplementary Memorandum forwarded with my letter, for the first nine lines the following may be substituted:-

"Federated Malay States. In cases where a British Indian Court desires to obtain evidence in the Federated Malay States, it should issue a commission instead of a letter of request, and send it direct to the Court concerned. The Commission should be written in the English language or, if not so written, should be accompanied by a translation in English. The Court sending a commission should transmit or arrange to deposit such sum of money as may be reasonably necessary for the expense of executing the commission. The scale of fees and expenses payable in connection with the execution of commissions is given below:-"

3. The revised procedure may be followed by Courts in the Mysore State, subject to the modification indicated in the

concluding paragraph of my letter of the 27th February referred to above.

I have the honour to be,
Sir,
Your most obedient servant,

for SECRETARY TO THE RESIDENT.

BJ

G. R. S. App. F. G. 3.

GENERAL AND REVENUE SECRETARIAT.

(Continuation sheet draft form.)

Subject:- procedure to be followed in regard to letters of request etc., for foreign Countries.

P 5324/ cts 11-38-8 dy 6.4.39
To Secret.

3

The Registrar

High Court.

Sir,

In Continuation of this Office letter No P 4875/cts 17-38-6 dy 13.3.1939 on the above subject, I am directed to forward herewith for favour of necessary action a copy of Residency letter No R 915 7 563-38/Jud dy 27.3.1939 in the matter of observing the revised procedure indicated therein in respect of Federated Malay States

I have etc

hg 3.4

for Chief Secy to Govt